

UNITED STATES DISTRICT COURT
Northern District of California
1301 Clay Street
Oakland, California 94612

www.cand.uscourts.gov

Richard W. Wieking
Clerk

General Court Number
510.637.3530

July 11, 2005

Office of the Clerk
U.S. District Court, District of Guam
4th Floor, U.S. Courthouse
520 West Soledad Avenue
Hagana, Guam 96910

FILED
DISTRICT COURT OF GUAM
JUL 15 2005 *plow*

MARY L.M. MORAN
CLERK OF COURT

Case Name: US-v- Annette Joyce Gonzalez
Case Number: 4-05-70415-WDB District of Guam #CR-05-00039-008
Charges: 21:841(a)(1),(b)(A)(viii), 846, 952(a), 960(a)(1),(b)(1)(H), 963,
18:1956(a)(1)(B)(I), 1956(h), 2

50

Dear Clerk:

The above charges originated in your district and the defendant has appeared before U.S. Magistrate Judge Wayne D. Brazil . The following action has been taken:

- ☐ The U.S. Marshal has been ordered to remove this defendant to your district forthwith.
- ☒ The defendant has a court appearance in your court on: 7/29/05

Enclosed are the following documents:

original Rule 5 affidavit

certified copy of *AO 94, Commitment to Another District*

Please be advised that the above entitled action was previously designated to the Electronic Case Filing program. You can access electronically filed documents through PACER referencing the Northern District of California case number at <https://ecf.cand.uscourts.gov>

Please acknowledge receipt of the documents on the attached copy of this letter and return in the envelope provided.

Sincerely yours,
RICHARD WIEKING, Clerk
[Signature]
by: Kelly Collins
Case Systems Administrator

Enclosures
cc: Financial Office

Receipt of the above-described documents is acknowledged herewith and assigned case number:

_____.

Date: _____

CLERK, U.S. DISTRICT COURT

By _____
Deputy Clerk

UNITED STATES DISTRICT COURT

NORTHERN

CALIFORNIA, OAKLAND DIVISION

UNITED STATES OF AMERICA

V.

ANNETTE JOYCE GONZALEZ
aka Annette Romero

FILED

JUL 8 - 2005

COMMITMENT TO ANOTHER
DISTRICTRICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DOCKET NUMBER

OAKLAND

MAGISTRATE JUDGE CASE NUMBER

District of Arrest

4-05-70415-WDB

District of Offense

CR-05-00039-008

District of Arrest

4-05-70415-WDB

District of Offense

CR-05-00039-008

CHARGES AGAINST THE DEFENDANT ARE BASED UPON AN

☒ Indictment ☐ Information ☐ Complaint ☐ Other (specify)

841(a)(1), (b)(1)(A)(viii), 846

charging a violation of Title 21 U.S.C. § 952(a), 960(a)(1), (b)(1)(H), 963
and Title 18, U.S.C. Sec. 1956(a)(1)(B)(i) and 1956(h) and 2

DISTRICT OF OFFENSE DISTRICT OF GUAM

DESCRIPTION OF CHARGES:

Count 1: Conspiracy to import into the U.S. from a place outside thereof, over 100 grams of methamphetamine hydrochloride, a Schedule II controlled substance

Count 2: Conspiracy to distribute over 100 grams of methamphetamine hydrochloride

Count 4: Conspiracy to launder the proceeds of drug trafficking by causing the movement of funds by wire in a manner to conceal the source of the funds

CURRENT BOND STATUS:

☒ Bail Fixed at \$100,000 Unsecured Personal Recognizance (PR), Bond shall be transferred to the District of Offense

☐ Government moved for detention and defendant detained after hearing in District of Arrest

☐ Government moved for detention and defendant detained pending detention hearing in District of Offense

☒ Other (specify) On July 7, 2005, the defendant waived her Identity/Removal Hearing in the District of Arrest.

Representation: ☐ Retained Own Counsel ☒ Federal Defender Organization ☐ CJA Attorney ☐ NoneInterpreter Required? ☒ No ☐ Yes Language:

IT IS HEREBY ORDERED that the defendant shall report to the United States District Court for the District of Guam before the General Duty Magistrate on Friday, July 29, 2005 at the time to be designated by the General Duty Magistrate Judge and when summoned by that District, and to abide by further orders of that Court. The defendant's counsel Assistant Federal Public Defender John Paul Reichmuth must contact the chambers of the General Duty Magistrate Judge in the District of Guam to confirm the time of the criminal master calendar on July 29, 2005 and to inform the defendant accordingly.

Date

United States Judge or Magistrate Judge WAYNE D. BRAZIL

RETURN

I hereby certify that the enclosed instrument is a true and correct copy of the original on file in my office.

ATTEST:

RICHARD W. WIEKING

This commitment was received and executed as follows:

DATE COMMITMENT ORDER RECEIVED

PLACE OF COMMITMENT ORDER
Court, U.S. District Court
Northern District of California

DATE DEFENDANT COMMITTED

DATE

UNITED STATES MARSHAL

By

(BY) DEPUTY MARSHAL

Date

JUL 11 2005

Document No.

cc: WDB's state, copies served to parties by ECF, reviewed copy prepared

JUN 20 2005

DATE

CASE NUMBER

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIAORDER SETTING CONDITIONS OF
RELEASE AND APPEARANCE BOND

6/20/05

4-05-70415 WRB

NAME OF DEFENDANT
ANNETTE JOYCEADDRESS OF DEFENDANT
New Bridge Drug Treatment Prog.

TELEPHONE NUMBER

NAME OF SURETY

RELATIONSHIP TO DEFENDANT

ADDRESS OF SURETY

TELEPHONE NUMBER

ERIC BENAVIDES

(Def's Friend)

489 Tudor Rd. (510) 430-0336
San Leandro, CA 94577

NAME OF CUSTODIAN SURETY

RELATIONSHIP TO DEFENDANT

ADDRESS OF CUSTODIAN SURETY

TELEPHONE NUMBER

STEVE ANCHUNDO

(Significant Other)

324 Copperfield Ave. (510) 706-2263
Hayward, CA 94544

AMOUNT OF BOND

☒ UNSECURED☐ SECURED BY☐ DEPOSIT RECEIVED
RECEIVED FROM:

OTHER SECURITY POSTED

TIME/DATE OF NEXT APPEARANCE

COURTROOM/JUDGE

\$100,000

PR

\$

TO BE POSTED BY:

7/6/05 10:30 am

#4

CONDITIONS OF RELEASE AND APPEARANCE

Defendant is subject to each condition checked:

- ☒ Defendant shall appear at all proceedings as ordered by the Court and shall surrender for service of any sentence imposed.
- ☒ Defendant shall not commit any federal, state, or local crime.
- ☒ Defendant shall not harass, threaten, intimidate, injure, tamper with, or retaliate against any witness, victim, informant, juror, or officer of the Court, or obstruct any criminal investigation. See 18 U.S.C. 1503, 1510, 1512, and 1513, on reverse side.
- ☒ Defendant shall not travel outside the Northern District of California, that is, these counties: (Alameda, Contra Costa, Del Norte, Humboldt, Lake, Marin, Mendocino, Monterey, Napa, San Benito, San Francisco, San Mateo, Santa Clara, Santa Cruz, and Sonoma. See map on reverse side. *2 USDC Guam for court appear.*
- ☒ Defendant shall report in person immediately upon release and thereafter as directed to Pretrial Services in *Oakland, CA / Guam USDC*. See addresses and telephone numbers on reverse side.
- ☒ Defendant shall surrender all passports and visas to the Court by *ASAP if any* and shall not apply for any passports or other travel documents. *Def said she has no passport*
- ☒ Defendant shall not possess any firearm, destructive device, or other dangerous weapon.
- ☐ Defendant shall remain in the custody of custodian _____ at _____ who agrees to supervise him/her and to report any violation of a release condition to Pretrial Services. If the custodian fails to do so, he/she will be prosecuted for contempt of court.
- ☒ Defendant shall participate in (drug) (alcohol) (mental health) counseling, and submit to (drug) (alcohol) testing, as directed by Pretrial Services.
- ☒ Defendant shall not use alcohol to ~~excess~~ and shall not use or possess any narcotic or other controlled substance without a legal prescription.
- ☐ Defendant shall maintain current employment, or if unemployed shall seek and maintain verifiable employment.
- ☒ Defendant shall submit to a warrantless search of his/her person, place of residence and vehicle at the direction of Pretrial Services.
- ☐ Defendant shall have no contact with any co-defendant out of the presence of counsel.
- ☒ Defendant shall not change residence without prior approval of Pretrial Services.
- ☐ Defendant shall comply with the following curfew: _____ to _____.
- ☐ Defendant shall be subject to electronic monitoring or voice track monitoring, and shall contribute to the cost, all as directed by Pretrial Services.
- Defendant may leave home for the purpose of _____

☒ The following conditions also apply:

The deft shall reside at New Bridge Drug Treatment Prog. and shall abide by their rules and regulations. The deft may leave the program only for court appearances, atty. visits, Pretrial Svc. visits, & medical emergencies only.

CONSEQUENCES OF DEFENDANT'S FAILURE TO OBEY CONDITIONS OF RELEASE

Payment of the full amount of this bond shall be due forthwith, and all cash or property posted to secure it shall be forfeited. Judgment may be entered and executed against defendant and all sureties jointly and severally.

An arrest warrant for defendant shall issue immediately, and defendant may be detained without bail for the rest of the proceedings.

Defendant shall be subject to consecutive sentences and fines for failure to appear and/or for committing an offense while on release. See 18 U.S.C. 3146 and 3147, on reverse side.

We, the undersigned, have read and understand the terms of this bond and acknowledge that we are bound by it until duly exonerated.

SIGNATURE OF DEFENDANT

SIGNATURE OF CUSTODIAN

SIGNATURE OF SURETY(ies)

SIGNATURE OF MAGISTRATE JUDGE

THIS ORDER AUTHORIZES THE MARSHAL TO RELEASE DEFENDANT FROM CUSTODY.

DATE

DATE

DATE

DATE

Case 1:05-cr-00039

Document 50

Filed 07/15/2005

Page 8 of 12

Document No. 4
District Court
Criminal Case Processing

1 KEVIN V. RYAN (CASBN 118321)
United States Attorney

2 EMUI L. CHOI (WVSBN 0722)
3 Chief, Criminal Division

4 STEPHEN G. CORRIGAN (MASBN 100560)
5 Assistant U.S. Attorney.

6 1301 Clay Street, Suite 340S
7 Oakland, CA 94612
Telephone: (510) 637-3701
Telefax: (510) 637-3724

8 Attorneys for the United States

9
10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 OAKLAND DIVISION

13 UNITED STATES OF AMERICA,)
14)

15 Plaintiff,)

16 v.)

17 ANNETTE JOYCE GONZALEZ,)
18 a/k/a Annette Romero,)

19 Defendant.)

CRIMINAL NO.

05-70415

20 NOTICE OF PROCEEDINGS ON
21 OUT-OF-DISTRICT CRIMINAL
22 CHARGES PURSUANT TO RULES
23 5(c)(2) AND (3) OF THE FEDERAL
24 RULES OF CRIMINAL PROCEDURE

25 Please take notice pursuant to Rules 5(c)(2) and (3) of the Federal Rules of Criminal
26 Procedure that on June 13, 2005, the above-named defendant was arrested based upon an arrest
27 warrant (copy attached) issued upon an Indictment
28 pending in the District of Guam, Case Number CR 05-00039-008.

In that case, the defendant is charged with the following violations:

Count One: Title 21, U.S.C. §§ 952(a), 960(a)(1),(b)(1)(H) and 963;

Conspiracy to import into the United States from a place outside thereof, over 100 grams of
methamphetamine hydrochloride, a Schedule II controlled substance

Count Two: Title 21, U.S.C. §§ 841(a)(1),(b)(1)(A)(viii) and 846;

Conspiracy to distribute over 100 grams of methamphetamine hydrochloride, a Schedule II
controlled substance

FILED

2005 JUN 14 AM 9:32

RICHARD W. WIERING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

INDEXED

1, 2 & 4 only 6275

1 **Count Three:** Title 21, U.S.C. §§ 841(a)(1), (b)(1)(A)(vii) and (846);

2 Attempted possession with the intent to distribute approximately 162.5 grams of
3 methamphetamine hydrochloride, a Schedule II controlled substance

4 **Count Four:** Title 18 U.S.C. §§ 1956(a)(1)(B)(i) and 1956(h) and 2.

5 Conspiracy to launder the proceeds of drug trafficking by causing the movement of funds by
6 wire in a manner to conceal the source of the funds

7 PENALTY:

8 **Counts One, Two, and ~~Three~~:**

9 Each count: Not less than 10 years nor more than life imprisonment; a fine of not more than
10 \$4,000,000, or both; at least 5 years supervised release; and a \$100 special assessment.


11 **Count Four:**

12 0-20 years imprisonment; a fine of not more than \$500,000; 3 years of supervised release;
13 and a \$100 special assessment.

15 Respectfully Submitted,
16 KEVIN V. RYAN

17 UNITED STATES ATTORNEY

18 Date: June 14, 2005.

19 
20 STEPHEN G. CORRIGAN
21 Assistant U.S. Attorney
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT

District of

GUAM

UNITED STATES OF AMERICA

WARRANT FOR ARREST

V.

Case Number: CR-05-00039-008

ANNETTE JOYCE GONZALEZ
aka ANNETTE ROMERO

To: The United States Marshal
and any Authorized United States Officer

YOU ARE HEREBY COMMANDED to arrest ANNETTE JOYCE GONZALEZ aka ANNETTE ROMERO
Name

and bring him or her forthwith to the nearest magistrate judge to answer a(n)

- ☒ Indictment ☐ Information ☐ Complaint ☐ Order of court ☐ Probation Violation Petition ☐ Supervised Release Violation Petition ☐ Violation Notice

charging him or her with (brief description of offense)

21:952(a), 960(a)(1), (b)(1)(H) & 963 - CONSPIRACY TO IMPORT METHAMPHETAMINE HYDROCHLORIDE (COUNT 1)

21:841(a)(1), (b)(1)(A)(viii) & 846 - CONSPIRACY TO DISTRIBUTE METAMPHETAMINE HYDROCHLORIDE (COUNT 2)

18:1956(a)(1)(B)(i), 1956(h) & 2 - MONEY LAUNDERING CONSPIRACY (COUNT 4)

in violation of Title _____ United States Code, Section(s) _____

MARILYN B. ALCON

Name of Issuing Officer

Marilyn B. Alcon
Signature of Issuing Officer

Deputy Clerk

Title of Issuing Officer

Date

Location

RETURN

This warrant was received and executed with the arrest of the above-named defendant at

DATE RECEIVED

NAME AND TITLE OF ARRESTING OFFICER

SIGNATURE OF ARRESTING OFFICER

DATE OF ARREST

COPY

FILED
DISTRICT COURT OF GUAM

MAY 25 2005

MARY L.M. MORAN
CLERK OF COURT

LEONARDO M. RAPADAS
United States Attorney
MARIVIC P. DAVID
Assistant U.S. Attorney
Sirena Plaza Suite 500
108 Hernan Cortez Avenue
Hagatna, Guam 96910
Telephone: (671) 472-7332
Telecopier: (671) 472-7334

Attorneys for United States of America

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF GUAM

05-00039

UNITED STATES OF AMERICA,

Plaintiff,

vs.

GERARDO ELOY GONZALEZ, JR.,
JOHN TIMOTHY PERALTA,
DEANNA INGRID MORALES
a/k/a DEANNA MORALES GUERRERO,
SEAN MICHAEL COLE
a/k/a SHAWN COLE,
GILBERT JOSE MATTA,
JESSICA ROSE MESA,
LISA MARIE RODRIGUEZ
a/k/a LISA RODRIGUEZ-COLE, and
ANNETTE JOYCE GONZALEZ
a/k/a ANNETTE ROMERO,

Defendants.

CRIMINAL CASE NO. _____

INDICTMENT

**CONSPIRACY TO IMPORT
METHAMPHETAMINE
HYDROCHLORIDE**
[21 U.S.C. §§ 952(a), 960 (a)(1), (b)(1)(H),
and 963] (Count 1)

**CONSPIRACY TO DISTRIBUTE
METHAMPHETAMINE
HYDROCHLORIDE**
[21 U.S.C. §§ 841(a)(1), (b)(1)(A)(viii), and
846] (Count 2)

**ATTEMPTED POSSESSION OF
METHAMPHETAMINE
HYDROCHLORIDE WITH
INTENT TO DISTRIBUTE**
[21 U.S.C. §§ 841(a)(1), (b)(1)(A)(viii),
and 846] (Count 3)

**MONEY LAUNDERING
CONSPIRACY**
[18 U.S.C. §§ 1956(a)(1)(B)(i), 1956(h),
and 2] (Count 4)

THE GRAND JURY CHARGES:

COUNT I - CONSPIRACY TO IMPORT METHAMPHETAMINE HYDROCHLORIDE

Between and on or about November 2004, the exact date unknown, to May 17, 2005, in

1 the District of Guam and elsewhere, the defendants, GERARDO ELOY GONZALEZ, JR.,
2 JOHN TIMOTHY PERALTA, DEANNA INGRID MORALES a/k/a DEANNA MORALES
3 GUERRERO, SEAN MICHAEL COLE a/k/a SHAWN COLE, LISA MARIE RODRIGUEZ
4 a/k/a LISA RODRIGUEZ-COLE, and ANNETTE JOYCE GONZALEZ a/k/a ANNETTE
5 ROMERO, and other unknown co-conspirators, did unlawfully, intentionally, and knowingly
6 combine, conspire, confederate and agree together and with others, to import into the United
7 States from a place outside thereof, over 100 grams of methamphetamine hydrochloride, a
8 schedule II controlled substance, in violation of Title 21, United States Code,
9 §§ 952(a), 960 (a)(1), (b)(1)(H), and 963.

10 **COUNT II - CONSPIRACY TO DISTRIBUTE**
11 **METHAMPHETAMINE HYDROCHLORIDE**

12 Between and on or about November 2004, the exact date unknown, to May 17, 2005, in
13 the District of Guam and elsewhere, the defendants, GERARDO ELOY GONZALEZ, JR.,
14 JOHN TIMOTHY PERALTA, DEANNA INGRID MORALES a/k/a DEANNA MORALES
15 GUERRERO, SEAN MICHAEL COLE a/k/a SHAWN COLE, GILBERT JOSE MATTA,
16 JESSICA ROSE MESA, LISA MARIE RODRIGUEZ a/k/a LISA RODRIGUEZ-COLE, and
17 ANNETTE JOYCE GONZALEZ a/k/a ANNETTE ROMERO and other unknown co-
18 conspirators, did unlawfully, intentionally, and knowingly combine, conspire, confederate and
19 agree together and with others, to distribute over 100 grams of methamphetamine hydrochloride,
20 a schedule II controlled substance, in violation of Title 21, United States Code, §§ 841(a)(1),
21 (b)(1)(A)(viii) and 846.

22 **COUNT III - ATTEMPTED POSSESSION OF METHAMPHETAMINE**
23 **HYDROCHLORIDE WITH INTENT TO DISTRIBUTE**

24 On about May 17, 2005, in the District of Guam, the defendants herein, JOHN
25 TIMOTHY PERALTA, SEAN MICHAEL COLE a/k/a SHAWN COLE, and DEANNA
26 INGRID MORALES a/k/a DEANNA MORALES GUERRERO, did unlawfully and knowingly
27 attempt to possess with intent to distribute approximately 162.5 grams, gross weight, of
28

methamphetamine hydrochloride, a schedule II controlled substance, in violation of Title 21, United States Code, §§ 841(a)(1), (b)(1)(A)(viii), and 846.

COUNT IV - MONEY LAUNDERING CONSPIRACY

Between and on or about November 2004, the exact date unknown, to May 17, 2005, in the District of Guam and elsewhere, the defendants, GERARDO ELOY GONZALEZ, JR., JOHN TIMOTHY PERALTA, SEAN MICHAEL COLE a/k/a SHAWN COLE, LISA MARIE RODRIGUEZ a/k/a LISA RODRIGUEZ-COLE, and ANNETTE JOYCE GONZALEZ a/k/a ANNETTE ROMERO, knowing that the property involved in financial transactions represented the proceeds of unlawful activity, to-wit, the distribution of methamphetamine hydrochloride in violation of Title 21, United States Code, § 841(a)(1), did knowingly and intentionally combine, conspire, confederate and agree together with each other and other co-conspirators to conduct such financial transactions affecting interstate and foreign commerce, to-wit, by causing the movement of funds by wire as more fully alleged below, which in fact involved the proceeds of said specified unlawful activity, and the defendants knowing that the transactions were designed in whole or in part to conceal and disguise the nature, location, and source of the proceeds of said specified unlawful activity:

<u>Date</u>	<u>Guam Sender</u>	<u>California Receiver</u>	<u>Money Transfers</u>
01/15/05	Marie Rodriguez	Annette Gonzalez	Western Union, \$900
02/06/05	John Peralta	Annette Gonzalez	Western Union, \$1,500
02/07/05	Sean Cole	Annette Gonzalez	Western Union, \$200
02/11/05	John Peralta	Annette Gonzalez	Western Union, \$3,000
02/15/05	John Peralta	Gerardo Gonzalez	Western Union, \$2,000
02/21/05	John Peralta	Gerardo Gonzalez	Western Union, \$1,500
03/25/05	John Peralta	Annette Gonzalez	Western Union, \$1,500
03/25/05	John Peralta	Gerardo Gonzalez	Western Union, \$1,500
03/29/05	John Peralta	Gerardo Gonzalez	Western Union, \$2,861

<u>Date</u>	<u>Guam Sender</u>	<u>California Receiver</u>	<u>Money Transfers</u>
04/03/05	John Peralta	Annette Gonzalez	Western Union, \$1,500
04/05/05	Lisa Cole	Annette Gonzalez	Postnet MoneyGram, \$600
04/09/05	John Peralta	Annette Gonzalez	Western Union, \$750
04/11/05	John Peralta	Annette Gonzalez	Western Union, \$875
04/11/05	John Peralta	Annette Gonzalez	Western Union, \$2,000
04/11/05	Lisa Cole	Annette Gonzalez	Western Union, \$200
04/14/05	John Peralta	Annette Gonzalez	Western Union, \$1,650
04/19/05	John Peralta	Annette Gonzalez	Western Union, \$1,881

All in violation of Title 18 United States Code, §§ 2, 1956(a)(1)(B)(i) and 1956(h).

Dated this 25th day of May, 2005.

A TRUE BILL.

Original Signed by

Doris J. Rivera
 DORIS J. RIVERA
 Foreperson

LEONARDO M. RAPADAS
 United States Attorney
 Districts of Guam and CNMI

By:

Marivic P. David
 MARIVIC P. DAVID
 Assistant U.S. Attorney

Approved:

Russell C. Stoddard
 RUSSELL C. STODDARD
 First Assistant U.S. Attorney

E-Filing

**U.S. District Court
California Northern District (Oakland)
CRIMINAL DOCKET FOR CASE #: 4:05-mj-70415-WDB-ALL
Internal Use Only**

Case title: USA v. Gonzalez

Date Filed: 06/14/2005

Assigned to: Hon. Wayne D. Brazil

Defendant**Annette Joyce Gonzalez (1)***also known as***Annette Romero (1)**

represented by **John Paul Reichmuth**
Federal Public Defender's Office
Oakland
555 12th Street
Suite 650
Oakland, CA 94607-3627
(510) 637-3500
Fax: 510-637-3507
Email: john_reichmuth@fd.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
*Designation: Public Defender or
Community Defender Appointment*

Pending Counts

None

Disposition**Highest Offense Level (Opening)**

None

Terminated Counts

None

Disposition**Highest Offense Level (Terminated)**

None

Complaints

None

Disposition**Plaintiff**

07/08/2005	<u>7</u>	COMMITMENT TO ANOTHER DISTRICT as to Annette Joyce Gonzalez. Defendant committed to District of Guam. Signed by Judge Wayne D. Brazil on 7/8/05. (kc, COURT STAFF) (Filed on 7/8/2005) (Entered: 07/11/2005)
------------	----------	--